

Civil Action No. 4:10-cv-01161

## PROOF OF SERVICE

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Michael Bauton  
was received by me on (date) 04-20-10

I personally served the summons on the individual at (place)

on (date) \_\_\_\_\_ ; or

I left the summons at the individual's residence or usual place of abode with (name) Treeasian

Bouton, wife, a person of suitable age and discretion who resides there,  
on (date) 04-22-10, and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) \_\_\_\_\_, who is

designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_

on (date) \_\_\_\_\_ ; or

I returned the summons unexecuted because \_\_\_\_\_ ; or

Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 4-24-10Pete Nielsen

Server's signature

Pete Nielsen - Process Server

HONORABLE MEDIATOR

311 S 4th Street, Ste 204

PO Box 6315

Grand Forks, ND58206-6315

Server's address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

Memorial Hermann Hospital System

)

*Plaintiff*

)

v.

)

Michael Bouton

)

*Defendant*

)

Civil Action No. 4:10-cv-01161

**SUMMONS IN A CIVIL ACTION**

To: (*Defendant's name and address*) Michael Bouton, M.D.  
310 38th Avenue E  
West Fargo, ND 58078

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Fred Wahrlich

Munsch Hardt Kopf & Harr, P.C.  
700 Louisiana, Suite 4600  
Houston, TX 77002

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**DAVID J. BRADLEY**

*CLERK OF COURT*



*Signature of Clerk or Deputy Clerk*

Date: 04/13/2010